

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Wayne P. Franco  
Serial No.: Division of  
USSN 09/828,330  
Filed: April 6, 2001  
For: **METHODS OF USE OF FIBROBLAST GROWTH FACTOR,  
VASCULAR ENDOTHELIAL GROWTH FACTOR AND  
RELATED PROTEINS IN THE TREATMENT OF ACUTE  
AND CHRONIC HEART DISEASE**  
Docket No.: 0147-1 DIV1

Ernest D. Buff & Associates, LLC  
245 South Street  
Morristown, N.J. 07960  
December 9, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PRELIMINARY AMENDMENT**

Preliminary to an Office Action in the above-identified application, please  
amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins  
on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.